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FEB 01 2006

OFFICE OF PETITIONS

In re Application of	:	
Andrew J. Vilcauskas Jr. et al	:	DECISION ON PETITION
Application No. 09/853,850	:	TO WITHDRAW
Filed: May 10, 2001	:	FROM RECORD
Attorney Docket No. KDO:195860-3	:	

This is a decision on the Request to Withdraw as attorney or agent of record under 37 C.F.R. § 1.36(b), filed October 13, 2005 and January 18, 2006.

The request is **NOT APPROVED**.

A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a).

The request cannot be approved because the reasons Ms. Oster provides for withdrawal (attorney time constraints) do not fall into the mandatory or permissive categories enumerated in 37 CFR 10.40.

All future communications from the Office will continue to be directed to the above-listed address until otherwise notified by applicant.

This matter is being referred to Technology Center AU 3629 to await applicants' reply to the non-final Office action mailed September 9, 2005.

Telephone inquiries concerning this decision should be directed to Wan Laymon at 571-272-3220.

David Bucci
Petitions Examiner
Office of Petitions